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**FACSIMILE COVER SHEET****RECEIVED  
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OFFICIAL**Deliver to: Brian Healy Art Group: 2874Company Name: USPTOFacsimile No.: 703-872-9306 Date: April 30, 2004From: William E. Alford, Reg. No. 37,764Our Docket No.: 3239P085 Number of pages 39 including this sheet.Application: 09/704,458 Filing Date: 11/1/2000Subject

Copy of Previous Office Action Response and return postcard

Remarks

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Application No. 09/704,458 Filing Date: 11/01/2000 BSTZ Docket #: 3239.P085 Atty/Sec. WEA/BM  
 Date Mailed: 11/05/2003 Docket Due Date(s): 11/11/2003 Client: NORTEL NETWORKS LIMITED  
 Title: Connection Protection Between Clients and Optical Cross-Connect Switches

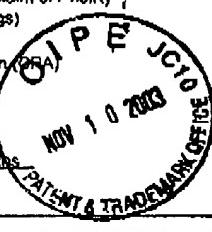
Inventor(s) Erickson, Kaligotla, Ramaswami

*The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:*

- Amendment: Response (32 pgs)  
 Appeal Brief & two copies (   pgs)  
 Application:  
     (   pages w/ cover & abstract)  
 Application Amended to Reflect Claim of Priority  
 Assignment & Cover Sheet (   pgs)  
 Certificate of Mailing  
 Continued Prosecution Application (CPA)  
 Declaration & POA (   pgs)  
 Drawings:    sheets,    figures  
 Express Mail No.     
 Extension of Time: two (2) months  
 Fee Transmittal (original & copy)  
 Other \_\_\_\_\_
- Information Disclosure Statement & PTO/SB/08 (   pgs)  
 Issue Fee Transmittal (original & copy)  
 Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i)  
 Notice of Appeal  
 Petition for:     
 Request for Continued Examination (RCE)  
 Reply Brief (   pgs)  
 Request to Rescind Previous Nonpublication Request  
 Response to Notice of Missing Parts & Formalities Letter  
 Terminal Disclaimer  
 Transmittal of Formal Drawings  
 Transmittal of Publication Fee Due  
 Transmittal Letter  
 Check No. 14592 in the Amount of \$420.00  
 Check No.    in the Amount of

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Assignee: XROS, Inc.



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**AKELY, SOKOLOFF, TAYLOR & ZAFMAN, LLP**  
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 COSTA MESA, CA 92626



90-2267  
1211 14592

Date: 11/15/03

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RE Director of the United States Patent  
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DESCRIPTION	AMOUNT
2003 U.S. Patent and Trademark Office extension of time fee for CONNECTION PROTECTION BETWEEN CLIENTS AND OPTICAL CROSS-CONNECT SWITCHES Application No. 09/704,453 Filed: 11/01/2000 Inventor: Erickson, et al. 003233.085 WEA, sm Nortel Networks Corporation	\$ 420.00

14592

Application No. <u>09/704,453</u>	Filing Date: <u>11/01/2000</u>	BST2 Docket #: <u>3239.P085</u>	Atty/Sec <u>WEA/sm</u>
Date Mailed <u>11/03/2003</u>	Docket Due Date(s) <u>11/01/2003</u>	Client: <u>NORTEL NETWORKS LIMITED</u>	
Title <u>Connection Protection Between Clients and Optical Cross-Connect Switches</u>			

Inventor(s) Erickson, Kalloola, Ramaswami

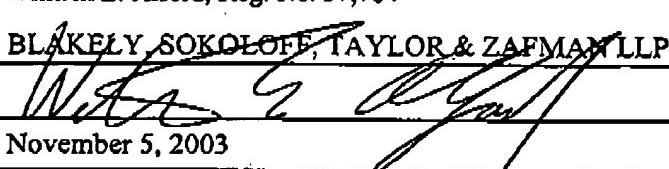
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- Terminal Disclaimer
- Transmittal of Formal Drawings
- Transmittal of Publication Fee Due
- Transmittal Letter

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application No.	09/704,458
		Filing Date	November 1, 2000
		First Named Inventor	Kent Erickson
		Art Unit	2874
		Examiner Name	Brian Healy
Total Number of Pages In This Submission	36	Attorney Docket Number	3239P085

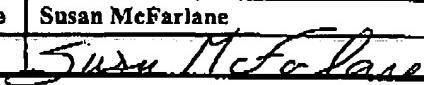
ENCLOSURES (check all that apply)			
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):	
<table border="1"> <tr> <td>Remarks</td> </tr> </table>			Remarks
Remarks			

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	William E. Alford, Reg. No. 37,764 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	November 5, 2003

**CERTIFICATE OF MAILING/TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Typed or printed name	Susan McFarlane		
Signature		Date	November 5, 2003

Based on PTO/SB/21 (08-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 09/11/2003.  
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<b>FEE TRANSMITTAL for FY 2003</b>		<i>Complete if Known</i>																																																																																																																																													
<small>Effective 01/01/2003. Patent fees are subject to annual revision.</small>																																																																																																																																															
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<b>FEE CALCULATION (continued)</b> <p><b>3. ADDITIONAL FEES</b></p> <table border="1"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>Fee Code (\$)</td> <td>Fee Code (\$)</td> <td>Fee Description</td> <td></td> </tr> <tr> <td>1051 130</td> <td>2051 65</td> <td>Surcharge - late filing fee or cash</td> <td></td> </tr> <tr> <td>1052 60</td> <td>2052 23</td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>2053 130</td> <td>2053 130</td> <td>Non-English specification</td> <td></td> </tr> <tr> <td>1812 2,520</td> <td>1812 2,520</td> <td>For filing a request for ex parte reexamination</td> <td></td> </tr> <tr> <td>1804 920 *</td> <td>1804 920 *</td> <td>Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>1805 1,840 *</td> <td>1805 1,840 *</td> <td>Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>1251 110</td> <td>2251 55</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>1252 420</td> <td>2252 210</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>1253 950</td> <td>2253 475</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>1254 1,480</td> <td>2254 740</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>1255 1,210</td> <td>2255 605</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>1404 300</td> <td>2401 163</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>1402 330</td> <td>2402 165</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>1403 290</td> <td>2403 145</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>1451 1,510</td> <td>2451 1,510</td> <td>Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>1452 110</td> <td>2452 55</td> <td>Petition to revive - unavoidable</td> <td></td> </tr> <tr> <td>1453 1,330</td> <td>2453 685</td> <td>Petition to revive - unintentional</td> <td></td> </tr> <tr> <td>1501 1,330</td> <td>2501 685</td> <td>Utility issue fee (or reissue)</td> <td></td> </tr> <tr> <td>1502 480</td> <td>2502 240</td> <td>Design issue fee</td> <td></td> </tr> <tr> <td>1503 640</td> <td>2503 320</td> <td>Plant issue fee</td> <td></td> </tr> <tr> <td>1480 130</td> <td>2480 130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>1807 50</td> <td>1807 50</td> <td>Processing fee under 37 CFR 1.17(q)</td> <td></td> </tr> <tr> <td>1808 180</td> <td>1808 180</td> <td>Submission of Information Disclosure Stmt</td> <td></td> </tr> <tr> <td>8021 40</td> <td>8021 40</td> <td>Recording each patent assignment per property (other number of properties)</td> <td></td> </tr> <tr> <td>1809 770</td> <td>1809 365</td> <td>Filing a submission after final rejection (37 CFR § 1.129(a))</td> <td></td> </tr> <tr> <td>1810 770</td> <td>2810 365</td> <td>For each additional invention (to be examined) (37 CFR § 1.129(b))</td> <td></td> </tr> <tr> <td>1801 770</td> <td>2801 365</td> <td>Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td>1802 900</td> <td>1802 900</td> <td>Request for expedited examination of a design application</td> <td></td> </tr> <tr> <td colspan="4">Other fee (specify)</td> <td colspan="2"></td> </tr> <tr> <td colspan="4">*For number previously paid, if greater. For Reissues, see below</td> <td colspan="2">SUBTOTAL (3) (\$)</td> </tr> <tr> <td colspan="4"></td> <td colspan="2">420.00</td> </tr> </tbody> </table>						Large Entity	Small Entity	Fee Description	Fee Paid	Fee Code (\$)	Fee Code (\$)	Fee Description		1051 130	2051 65	Surcharge - late filing fee or cash		1052 60	2052 23	Surcharge - late provisional filing fee or cover sheet		2053 130	2053 130	Non-English specification		1812 2,520	1812 2,520	For filing a request for ex parte reexamination		1804 920 *	1804 920 *	Requesting publication of SIR prior to Examiner action		1805 1,840 *	1805 1,840 *	Requesting publication of SIR after Examiner action		1251 110	2251 55	Extension for reply within first month		1252 420	2252 210	Extension for reply within second month		1253 950	2253 475	Extension for reply within third month		1254 1,480	2254 740	Extension for reply within fourth month		1255 1,210	2255 605	Extension for reply within fifth month		1404 300	2401 163	Notice of Appeal		1402 330	2402 165	Filing a brief in support of an appeal		1403 290	2403 145	Request for oral hearing		1451 1,510	2451 1,510	Petition to institute a public use proceeding		1452 110	2452 55	Petition to revive - unavoidable		1453 1,330	2453 685	Petition to revive - unintentional		1501 1,330	2501 685	Utility issue fee (or reissue)		1502 480	2502 240	Design issue fee		1503 640	2503 320	Plant issue fee		1480 130	2480 130	Petitions to the Commissioner		1807 50	1807 50	Processing fee under 37 CFR 1.17(q)		1808 180	1808 180	Submission of Information Disclosure Stmt		8021 40	8021 40	Recording each patent assignment per property (other number of properties)		1809 770	1809 365	Filing a submission after final rejection (37 CFR § 1.129(a))		1810 770	2810 365	For each additional invention (to be examined) (37 CFR § 1.129(b))		1801 770	2801 365	Request for Continued Examination (RCE)		1802 900	1802 900	Request for expedited examination of a design application		Other fee (specify)						*For number previously paid, if greater. 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